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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

FILED
CLERK, U.S. DISTRICT COURT
APR - 8 2004
CENTRAL DISTRICT OF CALIFORNIA
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CEMEX, INC., a Louisiana corporation
Plaintiff,

vs.

COUNTY OF LOS ANGELES and
DOES 1 through 10, inclusive
Defendant.

UNITED STATES OF AMERICA,
Plaintiff-Intervenor

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CASE NO. CV–02-747 DT (FMOx)

[PROPOSED] ORDER GRANTING EX PARTE APPLICATION OF PLAINTIFF CEMEX, INC. FOR MOTION TO STRIKE OR, IN THE ALTERNATIVE, MOTION TO TAKE OFF CALENDAR MOTION FOR SUMMARY JUDGMENT OF CITY OF SANTA CLARITA

Judge: Hon. Dickran Tevrizian

The Court having considered the *Ex Parte* Application of Plaintiff CEMEX, Inc. for Motion to Strike or in the Alternative, Motion to Take off Calendar Motion for Summary Judgment of City of Santa Clarita, and all papers filed in connection therewith, and good cause appearing therefore,

IT IS HEREBY ORDERED THAT THE Motion of the City of Santa Clarita for Summary Judgment is taken off calendar. The Motion will be reset for hearing on a date after this Court's ruling on the pending Motion for Approval of Consent Decree, unless that ruling renders moot the Motion for Summary for Judgment.

[Paragraph stricken by court]

DATED: APR - 8 2004

DICKRAN TEVRIZIAN
The Honorable Dickran Tevrizian
Judge of the United States District Court